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Signed and Filed: December 6, 2023

HANNAH L. BLUMENSTIEL
U.S. Bankruptcy Judge

6 *Counsel to the Debtor*

7 **UNITED STATES BANKRUPTCY COURT**

8 **NORTHERN DISTRICT OF CALIFORNIA**

9 **SAN FRANCISCO DIVISION**

10 In re:

11 INTERNATIONAL LONGSHORE
12 AND WAREHOUSE UNION,

13 Debtor.

Case No. 23-30662-HLB

Chapter 11

**AMENDED ORDER SETTING SCHEDULE
IN CONNECTION WITH PLAN
CONFIRMATION PROCESS AND
RELATED DEADLINES**

Status Conference:

Date: January 18, 2024

Time: 10:00 a.m. (Pacific Time)

Place: Zoom / Telephonic

Judge: Hon. Hannah L. Blumenstiel

18 The Court having held a scheduling conference on October 19, 2023 to discuss (i) a date and
19 time for convening a hearing on confirmation (the “Confirmation Hearing”) of the *Plan of*
20 *Reorganization for Small Business Under Chapter 11* [Docket No. 18] filed by the above-captioned
21 debtor and debtor in possession (the “Debtor”), (ii) deadlines for briefing in advance of the
22 Confirmation Hearing, and (iii) deadlines for conducting any discovery that might be necessary prior
23 to the Confirmation Hearing; and the Debtor having filed and served its amended *Plan of*
24 *Reorganization for Small Business Under Chapter 11* [Docket No. 60] (the “Plan”) on November 2,
25 2023 and having transmitted via email a form of ballot to counsel to ICTSI Oregon, Inc.;

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1 **IT IS HEREBY ORDERED THAT:**

2 **Plan Solicitation Deadlines**

3 1. Status Conference. The Court will hold a status conference on **January 18, 2024 at 4 10:00 a.m. (Pacific Time)** (the “Status Conference”).

5 2. Pre-Trial Conference. The Court will hold a pre-trial status conference on **February 6 15, 2024 at 10:00 a.m. (Pacific Time)** (the “Pre-Trial Conference”) at which time the Court will (i) 7 set the deadline for the Debtor to file its brief in support of confirmation of the Plan and (ii) 8 schedule the Confirmation Hearing (which hearing will take place, subject to the Court’s calendar and 9 availability, the week of March 25-29, 2024).

10 3. The Status Conference and Pre-Trial Conference will not be conducted in the presiding 11 judge’s courtroom but instead will be conducted by telephone or video. All interested parties should 12 consult the Bankruptcy Court’s website (<https://www.canb.uscourts.gov/>) for information explaining 13 how to arrange an appearance at a video/telephonic hearing. If you have questions about how to appear 14 at the court hearing and participate in the video hearing, you may contact the court by calling 888- 15 821-7606 or by using the Live Chat feature on the Court’s website.

16 4. On or before **December 11, 2023**, the Debtor shall serve a copy of this Order on the 17 United States Trustee, the Subchapter V Trustee, and all creditors and other parties in interest. Within 18 seven (7) calendar days of the completion of service of the foregoing, the Debtor shall file a certificate 19 of service demonstrating compliance with this paragraph.

20 5. On or before **February 5, 2024**, ICTSI Oregon, Inc., and all other creditors and other 21 parties in interest entitled to vote on the Plan shall transmit written notice of their acceptance or 22 rejection of the Plan to counsel to the Debtor.

23 6. On or before **February 9, 2024**, the Debtor shall file its ballot summary.

24 7. On or before **February 13, 2024**, ICTSI Oregon, Inc. and all other creditors or other 25 parties in interest that wish to object to confirmation of the Plan must file and serve such written 26 objection.

Plan Discovery Deadlines

8. **Fact Discovery.** Fact discovery (other than depositions) shall be completed by **December 22, 2023** (the “Fact Discovery Deadline”). As to written and production discovery, responses must be due before the Fact Discovery Deadline. The Court will attempt to resolve all discovery disputes on an expedited basis via telephonic conference, which any party may initiate by request to the Court’s Courtroom Deputy and notice to the other party after they have met, conferred, and made a good faith effort to resolve the dispute. The party requesting the conference should submit a brief letter explaining the issues to be presented. Notwithstanding the foregoing, as set forth in the Court’s *Second Order Regarding Discovery Dispute* [Docket No. 105], any discovery issues initiated by ICTSI Oregon, Inc. shall be done via a motion noticed pursuant to B.L.R. 9014-1(c)(1).

9. Deadline to Serve Discovery Requests. The last day for any party to serve discovery requests is **December 1, 2023**.

10. Responses to Discovery Requests. The deadline to (i) serve written responses to discovery requests and (ii) begin document production shall be 14 calendar days after service of such discovery requests. The deadline to substantially complete document production shall be 21 calendar days after service of discovery requests.

11. Deadline to Complete Depositions. Notwithstanding the Fact Discovery Deadline, depositions that were timely noticed and served in accordance with this Order must, absent mutual agreement of the parties, be completed by **January 31, 2024**. Completion means that depositions must be concluded, although not necessarily transcribed.

12. Expert Discovery and Evidence. Direct evidence must be presented by a declaration that authenticates the report of the expert. See FRCP 26(a)(2)(B), incorporated via Fed. R. Bankr. P. 7026. Each party must file and serve declarations of experts and other documentary evidence related thereto no later than February 16, 2024. A party that intends to offer an expert solely to contradict or rebut evidence on the same subject matter identified by another party must file and serve the disclosures required by Rule 26(a)(2) by March 1, 2024. FRCP 26(a)(2)(D)(ii).

** END OF ORDER **

1 **ACKNOWLEDGED AND AGREED TO FORM:**

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3 */s/ Ori Katz*

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Court Service List

Registered ECF participants.